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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA

10 ANTOLIN ANDREWS,

11 Plaintiff,

No. CIV S-03-1218 EFB P

12 vs.

13 SANTOS CERVANTES, et al.,

14 Defendants.

ORDER

15 _____/
16 Plaintiff is a prisoner without counsel suing under 42 U.S.C. § 1983 for alleged civil
17 rights violations. Currently pending is defendants' motion to withdraw their motion for a
18 protective order staying discovery pursuant to Rule 26(c) of the Federal Rules of Civil
19 Procedure.

20 Defendants filed a motion to dismiss on August 18, 2008. On August 29, 2008,
21 defendants moved for an order staying discovery until the court ruled on the motion to dismiss.
22 Plaintiff opposed that motion, and defendants now seek leave to withdraw the motion, asserting
23 that they and plaintiff are working to reach an agreement about postponing any further discovery
24 until the court resolves the motion to dismiss.

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1 Accordingly, it is ORDERED that:

2 1. Defendants' August 29, 2008, request to withdraw the motion for a protective order is
3 granted; and,

4 2. Defendants' August 29, 2008, motion is deemed withdrawn.

5 Dated: December 23, 2008.

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7 EDMUND F. BRENNAN
8 UNITED STATES MAGISTRATE JUDGE
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